

**BOARD OF COUNTY COMMISSIONERS
WASHOE COUNTY, NEVADA**

TUESDAY

10:00 A.M.

APRIL 10, 2012

PRESENT:

Robert Larkin, Chairman
Bonnie Weber, Vice Chairperson*
John Breternitz, Commissioner
Kitty Jung, Commissioner
David Humke, Commissioner

Amy Harvey, Clerk
Katy Simon, County Manager
Paul Lipparelli, Legal Counsel

The Washoe County Board of Commissioners convened at 10:03 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

12-0308 AGENDA ITEM 3 – PUBLIC COMMENT

Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.”

Armando Gaytan, Senior Citizens Advisory Committee – Reno, expressed his appreciation to the Board on behalf of the thousands of senior citizens across Washoe County for their wisdom and courage in not cutting any of the resources for Senior Services. He also congratulated the Board in its efforts to restore or add additional resources, which would allow Senior Services to serve the community and function at an optimal level.

***10:06 a.m.** Commissioner Weber arrived.

Christopher Corbett stated his opposition to the National Defense Authorization Acts. A copy of his comments was placed on file with the Clerk.

Sam Dehne gave the Board kudos for not shutting down the Daybreak Program. He expressed his opposition against dismembering one of the best fire departments in the United States.

12-0309 AGENDA ITEM 4 – ANNOUNCEMENTS

Agenda Subject: “Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas, Statements Relating to Items Not on the Agenda and any ideas and suggestions for greater efficiency, cost effectiveness and innovation in County government. (No discussion among Commissioners will take place on this item.)”

Commissioner Weber noted Sue Voyles, a reporter for the *Reno Gazette-Journal*, was retiring and congratulated her on starting a new part of her life. She thanked Ms. Voyles for everything she had done.

Commissioner Humke announced there would be a meeting on April 11, 2012 at the Animal Control facility on Longley Lane to tell the citizens the true story about what was happening with the Truckee Meadows Fire Protection District (TMFPD). He said the citizen’s comments about the County dismantling one of the best fire departments in the nation were wrong, because the TMFPD would continue being one of the best fire departments in the nation beginning July 1, 2012. He noted he would forward to the Clerk some information Donna Peterson put together about what was actually happening with the TMFPD and the Sierra Fire Protection District (SFPD). He said it had been hard to get the truth about the fire issues out to the County’s citizens, and he would dedicate himself to spreading the truth throughout his District.

12-0310 AGENDA ITEM 5 – RESOLUTION

Agenda Subject: “Resolution--Recognizing RAVEN and Washoe County Sheriff Deputies Doug Russell and Brandon Zirkle--Sheriff. (All Commission Districts.) Requested by Commissioner Jung.”

Sheriff Haley introduced Deputy Doug Russell, Chief Pilot for the Regional Aviation Enforcement Unit (RAVEN) program, his wife Kelly, his children, and his in-laws. He advised Deputy Brandon Zirkle, the Tactical Flight Observer (TFO) was out of town, but Deputy Zirkle indicated he appreciated receiving this recognition from the Commissioners.

Commissioner Jung read and presented the Resolution to Deputy Russell. Deputy Russell stated the search for the missing girl was a team effort that involved hundreds of volunteers. He believed the RAVEN program was an important community asset, and he thanked the Commission for its recognition of the RAVEN program and its support of the Washoe County Sheriff’s Office in keeping the program going. Chairman Larkin thanked Deputy Russell for his service.

Sheriff Haley said one of the factors driving Deputies Zirkle and Russell was the awareness that the little girl would not survive the evening. He stated they also pictured their own little kids who were in the same age range and did not want a parent to suffer that type of loss. He said he was profoundly thankful these two gentlemen were

ready, the conditions were right, and they had the skills to affect that rescue; and he thanked them from the bottom of his heart.

Commissioner Weber said RAVEN was a valuable program for the community, and she thanked Commissioner Jung for bringing this Resolution forward to recognize Deputies Russell and Zirkle.

Commissioner Humke said he echoed those remarks. He said all of the RAVEN flights were documented and the Commission was kept aware of its missions. He stated it was not possible to always wait for some sort of declaration before doing what needed to be done, and that was the Washoe County he knew and believed in.

Chairman Breternitz stated he dealt with RAVEN's personnel during the Caughlin Fire, and their work with the fire personnel in spotting provided a great service. He stated he fully supported the RAVEN program.

In response to the call for public comment, Sam Dehne said he supported the RAVEN program. He stated just the work RAVEN personnel did during the two tragic fires justified the program.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 5 be adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

12-0311 AGENDA ITEM 8 – PROCLAMATION

Agenda Subject: “Proclamation--April 2-8, 2012 as National Public Health Week--Health District. (All Commission Districts.) Requested by Commissioner Jung.”

Commissioner Jung read and presented the Proclamation to Dr. Joseph Iser, District Health Officer. She noted a dear friend passed away on Sunday from lung cancer, so the prevention aspect was important to her.

Dr. Iser thanked the Board for the honor of giving the Health District this Proclamation and for acknowledging all of the work the Health District did.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 8 be adopted.

12-0312 AGENDA ITEM 6 – PROCLAMATION

Agenda Subject: “Proclamation--April 8-14, 2012 as National Library Week--Library. (All Commission Districts.)”

Commissioner Breternitz read and presented the Proclamation to Arnie Maurins, Library Director. Mr. Maurins thanked the Board for reminding everyone of the important role libraries played in the community.

There was no response to the call for public comment.

Commissioner Breternitz noted without his books on tape from the library, his trips to Montana would seem much longer.

On motion by Commissioner Breternitz, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6 be adopted.

12-0313 AGENDA ITEM 7 – PROCLAMATION

Agenda Subject: “Proclamation--April 2012 as National County Government Month. (All Commission Districts.)”

Commissioner Weber read the Proclamation. She stated out of 75 commissioners statewide, she was one of two elected to serve at the National Association of Counties (NACo). She noted the Nevada Association of Counties (NACO) worked very hard for the counties. She thanked Washoe County staff for everything they did every day.

In response to the call for public comment, Sam Dehne stated no matter how critical he was of the County and the City of Reno, they were better than not having any government at all. He gave kudos to Washoe County’s staff, and he thanked the Commission for doing the Proclamation.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 7 be adopted.

CONSENT AGENDA – AGENDA ITEMS 9A THROUGH 9H(2)

Katy Simon, County Manager, advised Agenda Item 9F, Agreement between This is Just a Test Productions, Inc. and Washoe County was being pulled at the request of the proposer.

12-0314 AGENDA ITEM 9A

Agenda Subject: “Approve minutes for the Board of County Commissioners' meeting of March 13, 2012.”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 9A be approved.

12-0315 AGENDA ITEM 9B

Agenda Subject: “Cancel May 8, 2012 County Commission meeting.”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9B be approved.

12-0316 AGENDA ITEM 9C – FINANCE

Agenda Subject: “Approve Resolution creating the Roads Fund as a special revenue fund to account for specific revenue sources that are restricted to expenditures for Roads services; to adjust General Fund, Other Restricted Revenue Fund and Capital Improvement Fund budget appropriations and transfers retro-active to July 1, 2011; and if approved, direct Finance Department to make the appropriate adjustments as required. [No fiscal impact to the General Fund]--Finance. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9C be approved and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

12-0317 AGENDA ITEM 9D – HEALTH DISTRICT

Agenda Subject: “Approve amendments [increase of \$70,767 in both revenue and expense] to the Fiscal Year 2012 ASPR Hospital Preparedness Federal Grant Program (internal order 10708); and if approved, direct Finance Department to make the appropriate budget adjustments--Health District. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9D be approved and directed.

12-3018 AGENDA ITEM 9E – MANAGER

Agenda Subject: “Acknowledge status and progress updates for the Fundamental Review Program and its associated projects--Manager. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9E be acknowledged.

12-0319 AGENDA ITEM 9G(1) – COMMUNITY SERVICES

Agenda Subject: “Approve authorization for Department of Public Works to advertise and solicit bid proposals for the following Pavement Infrastructure Maintenance Projects for Fiscal Year 2012/13 with one-year renewal options: (1) Slurry Seal of Selected Streets in Washoe County; (2) Paving of Selected Streets in Washoe County; (3) Street Cut Pavement Repair Project - Truckee Meadows Area; and (4) Street Cut Pavement Repair Project - Incline Village Area. Funding amounts to be determined upon approval of the Fiscal Year 2012/13 budget, and all bids to be brought back to the Board of County Commissioners for award--Public Works. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9G(1) be approved and directed.

12-0320 AGENDA ITEM 9G(2) – COMMUNITY SERVICES

Agenda Subject: “Review Water Rights Applications 81524 through 81532 proposing to appropriate 2.5 cfs and 1,000 acre-feet each, for a total of up to 9,000 acre-feet of ground water from nine separate points of diversion within the Tracy Segment Hydrographic Basin located in Storey County; and authorize the Chairman to recommend denial of the subject applications to the Nevada State Engineer--Water Resources. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9G(2) be reviewed and authorized.

12-0321 AGENDA ITEM 9G(3) – COMMUNITY SERVICES

Agenda Subject: “Approve Resolution calling a hearing (to be set for May 15, 2012) on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto--Water Resources. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9G(3) be approved. The Resolution for same is attached hereto and made a part of the minutes thereof.

12-0322 AGENDA ITEM 9H(1) – SHERIFF

Agenda Subject: “Accept donation [\$500] from Wal Mart Corporation to the Washoe County Sheriff’s Office for the Citizen Corps Program; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts)

Commissioner Jung acknowledged the donations on behalf of the Commission.

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9H(1) be accepted and directed.

12-0323 AGENDA ITEM 9H(2) – SHERIFF

Agenda Subject: “Accept donations [\$3,501] from Henry Schein to the Washoe County Sheriff’s Office to purchase equipment for the K9 Unit; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts)

Commissioner Jung acknowledged the donation on behalf of the Commission.

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, it was ordered that Agenda Item 9H(2) be accepted and directed.

10:46 a.m. Commissioners Humke and Commissioner Jung left the meeting.

BLOCK VOTE

The following agenda items were consolidated and voted on in a block vote: 14, 15, 16, 18, 19, 20, and 21.

12-0324 AGENDA ITEM 14 – COMMUNITY SERVICES/PUBLIC WORKS

Agenda Subject: “Recommendation to approve funding authorization to AT&T [not to exceed \$175,000] for the relocation of telephone facilities for Special Assessment District No. 32 (Spanish Springs Valley Ranches Roads). Funding source is the Capital Improvement Fund, Project SA599320 - SAD32-SS Valley Ranches Roads; and if approved, authorize Acting Public Works Director to execute amended

agreement with AT&T as agent for Washoe County--Community Services/Public Works. (Commission District 4.)”

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 14 be approved and authorized.

**12-0325 AGENDA ITEM 15 – COMMUNITY SERVICES/PUBLIC WORKS/
REGIONAL PARKS AND OPEN SPACE**

Agenda Subject: “Recommendation to award contract to Stantec Consulting Inc. for design and construction administration of Phase IV at North Valleys Regional Park [not to exceed \$250,000 - funded by Sierra Sage Golf Course water rights proceeds]; and if awarded, approve Agreement between the County of Washoe and Stantec Consulting Inc. for same--Community Services/Public Works/Regional Parks and Open Space. (Commission District 5.)”

Commissioner Weber disclosed her husband had not worked for Stantec Consulting Inc. for the last three years and she did not participate in the selection process.

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 15 be awarded and approved.

**12-0326 AGENDA ITEM 16 – COMMUNITY SERVICES/WATER
RESOURCES**

Agenda Subject: “Recommendation to authorize the program manager to develop and advertise a request for statements of qualification for professional services required to support ongoing potential source area investigations for the Central Truckee Meadows Remediation District (CTMRD) program [not to exceed \$1,200,000 – funding source Fiscal Year 2012/2013 CTMRD Program Fund]--Community Services/Water Resources. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 16 be authorized.

12-0327 AGENDA ITEM 18 - SHERIFF

Agenda Subject: “Recommendation to approve sole source purchase of a refurbished (used) BearCat tactical 4x4 armored vehicle [\$150,000] from Lenco Industries for the Washoe County Sheriff’s Office, funded 100% through a Fiscal Year 2010 grant from the Department of Homeland Security; and if approved, authorize Finance to make necessary budget adjustments--Sheriff. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 18 be approved and authorized.

12-0328 AGENDA ITEM 19 – SOCIAL SERVICES

Agenda Subject: “Recommendation to approve the new rate structure effective July 1, 2012, as identified in Schedule A, for the Health Care Assistance Program (HCAP) using the Medicaid rates and code structure as a base as it pertains to HCAP reimbursable services. In addition acknowledge the adjustment to the fiscal note for the processing of pharmacy claims through the Third Party Administrator (TPA)--Social Services. (All Commission Districts.)”

Commissioner Weber requested an explanation regarding this item. Katy Simon, County Manager, advised the Health Care Assistance Program (HCAP) was funded for persons determined to be eligible indigents. She said this item would enable the County to provide more services to the people in need by utilizing, through negotiated agreements, the Medicaid rates for the area providers who agreed to do so.

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 19 be approved and acknowledged.

12-0329 AGENDA ITEM 20 – SOCIAL SERVICES

Agenda Subject: “Recommendation to authorize the Director of Social Services to accept Federal Adoption Incentive Funds [\$225,877] from the State Division of Child and Family Services to assist the Department of Social Services with the Adoption Program and authorize the Department to expend up to \$10,000 to sponsor four adoption day celebrations per year, one per quarter to include the purchase of refreshments, decorations, public awareness, and cost of photographs and video recordings of the adoption hearings; and if approved, direct Finance to

make the appropriate budget adjustments--Social Services. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 20 be authorized and directed.

12-0330 AGENDA ITEM 21 – SOCIAL SERVICES

Agenda Subject: “Recommendation to authorize the Director of Social Services to accept [\$639,401,with \$83,069 County match required, \$42,038 cash and \$41,371 in-kind] from the unobligated balance of federal funds from Federal Fiscal Year 2011 from the Federal Administration for Children and Families to prevent long-term foster care for Federal Fiscal Year 2012; and if approved, direct Finance to make necessary budget adjustments--Social Services. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried with Commissioners Humke and Jung absent, it was ordered that Agenda Item 21 be authorized and directed.

10:48 a.m. Commissioner Jung returned.

12-0331 AGENDA ITEM 12 – APPEARANCE

Agenda Subject: “Linda Wildman, City of Reno, Washoe County HOME Consortium – Presentation on the HOME Consortium’s funding process for allocating funds to affordable housing projects and programs--Community Services/Community Development. (All Commission Districts.)”

Linda Wildman, City of Reno, Washoe County HOME Consortium, said the Consortium decided to make an educational presentation to all three local jurisdictions to remind them of what the Consortium did. She conducted a PowerPoint presentation, which was placed on file with the Clerk.

10:50 a.m. Commissioner Humke returned during Ms. Wildman’s presentation.

Ms. Wildman noted the Technical Review Committee (TRC) was made up of three staff members from each jurisdiction (Cities of Reno and Sparks and Washoe County), one citizen from each jurisdiction, an at-large member, and a member representing the Regional Planning Governing Board. She also noted the Directors were the two City Managers and the County Manager.

Ms. Wildman explained the Consortium's priorities spanned more than one year. She said the Level I priorities were for the funding year that started in December 2011. She advised the Consortium's funding had been cut approximately 38 percent for 2012, and the Consortium would receive approximately the same amount from the Low Income Housing Trust Fund as it received in 2011.

Ms. Wildman said in addition to building and rehabbing units, the Consortium also funded homeowner down-payment assistance, homeowner rehab programs, rental and utility deposit assistance for the homeless, tenant-based rental assistance for up to 24 months, and operating funds for the community housing development organizations. She said even though the Consortium did not have a lot of money and it was spread out, the money did create housing and fulfilled the Consortium's purpose.

Ms. Wildman explained the funding round was almost over for the current year. She said this year there had been enough money to fully fund Aspen Terrace, four new homes in the Oliver-Montello area, and a tenant-based rental program that would help pay rent and utility deposits for 30 families. She said the funds should be available after July 1, 2012 after approval by the Housing and Urban Development (HUD) agency and the signing of an agreement with them.

Ms. Wildman thanked the Commissioners for supporting the Consortium.

Commissioner Jung asked if returning the County's pro-rata share to the pot helped or hindered the process. Ms. Wildman said putting it into the pot allowed the Consortium to allocate funds as necessary, which was helpful. She stated the issue had always been there was not enough money to fund all of the development brought to the Consortium, but development projects had fallen with the economy because the developers could no longer afford to do them. She said she did not know whether that was a positive or a negative regarding funding, but this year it made it possible to totally fund the requested projects. She advised there was a plan to do a second funding round this summer using a similar process, but in a shorter timeframe, to allocate any remaining money.

Commissioner Jung encouraged the Consortium to continue doing mixed-use and mixed-income projects. She believed putting people in islands consisting of people just like themselves was the worst thing that could happen to them.

There was no public comment or action taken on this item.

12-0332 AGENDA ITEM 13 – DISTRICT ATTORNEY

Agenda Subject: "Introduction and first reading of an Ordinance amending Chapter 5 of the Washoe County Code to establish the Washoe County Stadium Authority and provide for the membership, voting structure, meeting schedule and powers and duties of its board of directors in the operations of the minor league

baseball stadium project; providing authority for the imposition of a surcharge on items and services related to the stadium project; and other matters properly related thereto--District Attorney. (All Commission Districts.)”

There was no response to the call for public comment.

Amy Harvey, Clerk, read the title for Bill No. 1667.

Commissioner Jung asked for an explanation in layperson terms that the public could understand on why the Stadium Authority was being created. Paul Lipparelli, Legal Counsel, explained when legislation was passed authorizing a fee on rental cars, it also provided for the establishment of the Stadium Authority. He said there always had been an obligation to establish the Stadium Authority, but the legislation did not specify when that had to be done. He stated it had become clear that the Stadium Authority could provide a valuable role in the continuing operation of the baseball-stadium project, and the team owners and representatives from the City of Reno had been participating in the discussions.

Mr. Lipparelli stated the Ordinance would put into affect the County’s obligation to have a Stadium Authority and covered all of the requirements for establishing a governmental entity. He said based on State law, the Ordinance also allowed the City of Reno to impose a surcharge on items and services offered at the ballpark if the Stadium Authority Board first approved the surcharge.

Mr. Lipparelli advised there would be a separate item on the agenda at the second reading, which would allow the Board to make the County appointments if the Ordinance was adopted. Commissioner Humke asked if there would be two Commissioners and three people from the City of Reno on that Authority. Mr. Lipparelli confirmed there would be and there would also be two people appointed by the owners of the minor-league baseball team. Commissioner Humke stated his main concern was the two people appointed by the owner of the minor-league baseball team would in affect have taxing authority. He stated buying a hotdog and paying another dollar was a tax, and he felt it was inappropriate for non-elected persons to have taxing authority. He suggested it might be time to change the statute.

Bill No. 1667, entitled, "**AN ORDINANCE AMENDING CHAPTER 5 OF THE WASHOE COUNTY CODE TO ESTABLISH THE WASHOE COUNTY STADIUM AUTHORITY AND PROVIDE FOR THE MEMBERSHIP, VOTING STRUCTURE, MEETING SCHEDULE AND POWERS AND DUTIES OF ITS BOARD OF DIRECTORS IN THE OPERATIONS OF THE MINOR LEAGUE BASEBALL STADIUM PROJECT; PROVIDING AUTHORITY FOR THE IMPOSITION OF A SURCHARGE ON ITEMS AND SERVICES RELATED TO THE STADIUM PROJECT; AND OTHER MATTERS PROPERLY RELATED THERETO,**" was introduced by Commissioner Jung, and legal notice for final action of adoption was directed. It was noted that the public hearing and second reading of the Ordinance be set for April 24, 2012 at 6:00 p.m.

Commissioner Humke advised he opposed the introduction.

11:07 a.m. The Board convened as the Board of Fire Commissioners (BOFC) for the Truckee Meadows Fire Protection District.

11:47 a.m. The Board remained convened as the Board of Fire Commissioners (BOFC) for the Truckee Meadows Fire Protection District and convened as the BOFC for the Sierra Fire Protection District.

12-0333 **AGENDA ITEM 28 – CLOSED SESSION**

Agenda Subject: “Possible Closed Session for the purpose of discussing labor negotiations with Washoe County, Truckee Meadows Fire Protection District and/or the Sierra Fire Protection District per NRS 288.220.”

11:55 a.m. On motion by Commissioner Breternitz, seconded by Commissioner Jung, which motion duly carried, it was ordered that the meeting recess to a closed session for the purpose of discussing labor negotiations with Washoe County, Truckee Meadows Fire Protection District and/or the Sierra Fire Protection District per NRS 288.220.

2:47 p.m. The Board reconvened as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District with all members present.

2:57 p.m. The Board adjourned as the Board of Fire Commissioners (BOFC) for the Truckee Meadows Fire Protection District and reconvened as the BOFC for the Sierra Fire Protection District with all members present.

3:11 p.m. The Board adjourned as the Board of Fire Commissioners for the Sierra Fire Protection District and reconvened as the Board of County Commissioners with all members present.

12-334 **AGENDA ITEM 17 – COMMUNITY SERVICES/COMMUNITY DEVELOPMENT**

Agenda Subject: “Discussion and possible direction to staff on the policies and procedures for appointments to the Washoe County Planning Commission, the Washoe County Board of Adjustment and the Regional Planning Commission--Community Services/Community Development. (All Commission Districts.) Continued from March 27, 2012 Commission Meeting.”

Bob Webb, Planning Manager, advised the Board of County Commissioners (BCC) asked that this item be scheduled after they made appointments to the Regional Planning Commission (RPC) and the Planning Commission (PC) at their February 28, 2012 meeting. He said this item would provide direction to staff regarding

the policies and the procedures for making appointments to the RPC, to the PC, and to the Board of Adjustment (BOA).

Commissioner Breternitz stated the e-mail he received from Mr. Doxy, a former Planning Commissioner, recommended that the sitting Planning Commissioners be forwarded into the next term if they had not termed out. Commissioner Jung said that was also her understanding of Mr. Doxy's e-mail.

Commissioner Weber felt the issue was how the BCC would handle a Planning Commissioner wanting to move to the RPC. Mr. Webb replied the PC set a series of alternates for attending RPC meetings should one of the appointed members not be able to attend. He said staff provided that list to the BCC with a recommendation the first alternate move into the vacant RPC seat. He stated in addition to providing the first alternate's name, staff would also provide all of the members' names and all of the application packets to enable the BCC to make a decision.

Commissioner Weber said what also happened was once someone was on the RPC and their term was expiring, they were asked if they wanted to remain on the RPC. If they said yes, they got reappointed. Chairman Larkin said whether or not they would be reappointed would come before the BCC. Mr. Webb said the case Commissioner Weber was speaking of would involve a member who was eligible for reappointment, because the BCC's rules and policies set a two-term limit. He stated if the member had only served one term, they would be asked if they wanted to serve another term, which would be brought before the BCC for the BCC to make the final decision.

Chairman Larkin said the question was if the BCC wanted to change that policy. Mr. Webb replied that was correct. He stated the BCC varied from that policy by asking the Planning Commissioners for their opinions, which convoluted things. He said staff was asking for the BCC to determine if it wanted the PC's opinion or wanted to continue with the previous practice he outlined.

Commissioner Weber stated she was not sure the previous practice always worked. She said one RPC Commissioner wanted another term, and the BCC reappointed that individual. She stated if the second and third RPC Commissioner did not want another term, who would be part of the lineup for those two seats. Mr. Webb explained the terms for the RPC members were staggered, which meant only one position would become vacant at any one time. He reiterated how vacancies had always been handled.

Commissioner Breternitz asked if there was a difference in how the PC and the BOA appointments were handled. Mr. Webb stated the BOA had five members and each member represented a specific Commission District. He said staff consulted with that specific County Commissioner about choosing an existing member or opening up the applicant pool. He stated typically the County Commissioner conducted interviews and then would make a recommendation. He advised the language in State law and in County Code indicated the Chair of the BCC would make the final recommendation. He

said staff believed the easiest approach would be to work through the specific County Commissioner, then through the Chair, and then to the rest of the BCC.

Mr. Webb said appointments for the PC were complicated for only two of the seven members. He stated members represented each district in addition to one member representing north of the Truckee River and the other representing south of the Truckee River. He advised because of redistricting, there were three members currently representing the area south of the Truckee River and, if Commissioner Jung was counted, it was four members. He said only unincorporated residents were eligible to be on the PC, but there were no unincorporated portions of District 3 that were south of the Truckee River. He stated that created a quorum issue if staff was trying to independently talk to the three Planning Commissioners to come up with a recommendation for one individual. He said he needed direction on how to handle working with multiple County Commissioners on a single position.

Commissioner Breternitz said an e-mail from a constituent asked how a sitting Planning Commissioner, whose term was up but was not termed out, would be handled. Mr. Webb explained in the past, staff indicated to that specific County Commissioner that Planning Commissioner X was eligible to seek reappointment. The County Commissioner would then tell staff to prepare a staff report showing the County Commissioner's recommendation was to reappoint that individual for another term. He said this had worked in the past.

Commissioner Breternitz said the issue of south and north of the Truckee River still needed to be resolved. Mr. Webb replied that was correct.

Commissioner Weber asked if this discussion considered what was happening in the new District 5. She noted with the boundary changes, three Planning Commissioners were now all located in District 5.

Mr. Webb said there was one vacancy coming up on the BOA and two on the PC. He stated on the PC, the south of the Truckee River representative was appointed by this Board on February 28, 2012 and had a term ending in June 2012. He said Commissioner Edwards' term was nearing its end. He stated Commissioner Edwards had lived in Golden Valley when he was appointed as the District 3 representative, but now he lived within District 5. He said if past practice was followed, the specific County Commissioner would determine how to proceed. He advised it was decided to advertize for an applicant in District 3's small unincorporated area containing 28 residents. Additionally, there was a provision in County Code for the PC only, which indicated if a person could not be found to represent that District, then the Planning Commissioner could be appointed as an at-large position for that term. He said that meant if staff could not locate a qualified applicant, an advertisement would be done for an at-large member, and then those names would be presented to the BCC for consideration to fulfill the Planning Commissioner's term. He stated when that term ended, staff would look again to see if there was someone in District 3 that was eligible and, if not, the previous step would be repeated.

Commissioner Weber believed there were more than 28 people in Sun Valley that could serve on the PC in Commissioner Jung's district. Mr. Webb said when staff looked at the maps, 28 people were identified. He said staff was advertising for all unincorporated areas of District 3, but there were a limited number of potential applicants within that area. He stated regardless, the sitting Planning Commissioner for District 3 did not live within District 3 even though he was eligible for and was seeking reappointment. He stated that Planning Commissioner could be reappointed, but first the BCC would have to decide there were no qualified applicants from District 3 and could only appoint that individual as an at-large Planning Commissioner to fill that term.

Commissioner Weber asked if Planning Commissioner Edwards could be grandfathered in at least for this one term because this had been talked about prior to the redistricting. Mr. Webb said his understanding was, after talking with the District Attorney's Office, the rules had to be followed regarding which district an individual actually lived in once redistricting was passed.

Chairman Larkin asked what the County Commissioners wanted to do regarding the RPC. Commissioner Weber felt the policies and procedures already developed by staff were the way to go for all of the boards. She said staff knew what they were doing, and going to the PC and asking for their recommendations was probably not the appropriate thing to do, but it did initiate this discussion.

Mr. Webb said for clarification, the only modification to the whole process would be to discuss the possible applicants with each individual County Commissioner, bring the recommendation from each specific County Commissioner to the BCC Chair, and for the Chair to make the final recommendation to the rest of the BCC. He stated that process would follow State law and County Code. Chairman Larkin said that would also include staff making a recommendation to appoint an at-large Planning Commissioner if no suitable applicant was found within a District. He said it was perplexing that there were only 28 people available as applicants when the District included half of Sun Valley. Mr. Webb said he would verify that situation.

Chairman Larkin asked whether the Commission District or the PC lines were being used. Mr. Webb replied Commission District Lines were being used.

There was no public comment on this item.

12-0335 AGENDA ITEM 22 – MANAGEMENT SERVICES

Agenda Subject: "Update and discussion on the 2012 Nevada Legislative Interim Committees and Studies, legislation or legislative issues proposed by legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County--Management Services. (All Commission Districts.)"

John Slaughter, Management Services Director, said staff was looking for a date in late May or early June to schedule a legislative workshop with the Commissioners. He stated in anticipation of that meeting, staff was soliciting possible bill draft request (BDR) ideas. He said he would also look to the Commissioner for direction on any possible BDR's that could be researched and brought to the workshop.

Chairman Larkin asked when ballot initiative discussions would start. Katy Simon, County Manager, replied whenever the Commission was ready. Chairman Larkin felt discussions needed to start as soon as possible under this item, particularly regarding fire-related initiatives.

Commissioner Weber said she talked with Rosemary Menard, Community Services Director, regarding a Mello-Roos program, and she asked Katy Simon, County Manager to explain what that was. Ms. Simon stated Mello-Roos Districts were Community Service Districts, which were comparable to the County's General Improvement Districts (GID's). She said she asked Mr. Slaughter to follow up with the Nevada Association of Counties (NACO) regarding them. She advised many of the Commissioners, especially from the rural areas, were sensitive about GID legislation. She stated staff wanted to make sure nothing was proposed that anyone would feel was a negative for them, even though she understood the intent was to add to the tool kit. Commissioner Weber advised she had asked NACO about them, and Ms. Menard would also be bringing information to the Board.

Mr. Slaughter said staff was preparing a response to the consolidated tax (c-tax) questions that were generated by the C-Tax Committee in response to the interim study that was done. He stated staff was utilizing the Board's adopted position statement to help prepare the response, which would be brought back to the next meeting of the Board. He stated the c-tax issue statewide had gotten interesting with the City of Fernley filing for an injunction on the distribution of c-tax until the United States District Court could rule on the filing. He said the filing indicated the City of Fernley felt the c-tax denied the City equal protection, violated separation of powers, created a special law, and imposed non-uniform unequal taxes. He stated the Court filing stated the City had exhausted all of its avenues to deal with the issue, even though there was a C-Tax Committee currently meeting. He said staff would be monitoring the situation and would bring the Board updates when anything happened.

There was no public comment or action taken on this item.

12-0336 AGENDA ITEM 23 – TREASURER

Agenda Subject: “Update on Incline property tax refund process--Treasurer.”

The Board was given a written report by Tammi Davis, Washoe County Treasurer.

There was no action taken or public comment on this item.

12-0337 AGENDA ITEM 24 – MANAGER

Agenda Subject: “Update on status of Shared Services efforts and possible direction to staff. (All Commission Districts.)”

Katy Simon, County Manager, advised the April 16, 2012 meeting of the Shared Services Elected Officials Committee was cancelled due to the County’s scheduled budget hearing on that date. She stated the tentative plan was to have the May 21st meeting as scheduled, but that was the same day all local governments had to have their statutory hearings on their final budgets. She said the County’s hearing would be scheduled for 8:30 a.m. so it would be finished by the start of the 10:30 a.m. Shared Services Elected Officials Committee meeting. She noted she would inform the Board if there were any changes.

Ms. Simon confirmed there would not be a meeting of the subcommittee this week or next week, and that meeting would be scheduled further out.

There was no action taken or public comment on this item.

12-0338 AGENDA ITEM 27 – REPORTS AND UPDATES

Agenda Subject: “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to.”

Commissioner Breternitz said the North Stateline Area Plan, which had the County of Placer and Washoe County as partners, required any development within Washoe County get approval from Placer County and vice versa. He said he had a discussion with the Placer County Board of Supervisor’s appointee to the Tahoe Regional Planning Agency (TRPA), Larry Sevison, who agreed it would be better to bifurcate; but he was getting some opposition from TRPA staff. He felt this would be an issue were he would need support from County staff to push it along at the staff level, while he would take care of pushing it along at the Board level.

Commissioner Weber said there would be a Regional Transportation Commission (RTC) retreat on Friday, April 20, 2012 at 8:30 a.m. She advised she was not able to attend the Nevada Commission for the Reconstruction of the V&T Railway meeting last Monday because of the length of the joint meeting. She stated the Nevada Association of Counties (NACO) was meeting May 4, 2012 in Winnemucca and the National Association of Counties (NACo) would hold their WIR Conference in Santa Fe, New Mexico, which she would be unable to attend

Chairman Larkin stated he met with the Mayors of the Cities of Reno and Sparks on April 17, 2012 regarding the regular joint meeting scheduled for sometime in June.

Commissioner Jung advised she represented the Board at the initial planning conference for the tabletop exercise on cyber security. She indicated there would be a lot of media attention around that conference. She noted she served as a judge for the Nevada Center for Entrepreneurship and Technology for the Governor's Cup Award for young entrepreneurs who were undergraduate or graduate students at the University of Nevada, Reno. She stated she and the two other judges agreed on who ranked the highest and they were sent on. She noted the Veterans Guest House received the most votes and won the top prize of \$250,000 in the Facebook contest, beating out much larger cities by a landslide. She stated this was in addition to the \$25,000 they won during the preliminary round. She felt there should be a huge celebration. Chairman Larkin gave kudos to the community members for their participation. Commissioner Jung said she represented the Board at the dinner honoring Cesar Chavez, and she received rave reviews that the Board had been recognizing his achievements every year.

Commissioner Humke said Ms. Menard informed him Water Resources staff was working with the South Truckee Meadows General Improvement District (STMGID) Local Management Board (LMB) to conduct an open meeting to discuss with the ratepayers what was happening regarding whether STMGID might be consolidated with the Truckee Meadows Water Authority (TMWA). He noted the Reno-Sparks Convention and Visitors Authority (RSCVA) Finance Committee meeting was tomorrow at 8:00 a.m. He said the Flood Control Committee meeting would be on Friday morning, but essentially nothing could be done because of the unanimity among the members required to make decisions.

Commissioner Humke said on Wednesday at 6:30 p.m. at the Animal Control facility training room, there would be a meeting regarding fire and the Interlocal Agreement. He stated it was a County meeting and had an agenda, but it was not subject to the Open Meeting Law; and he noted Commissioner Weber might attend.

Commissioner Breternitz asked if Commissioner Weber went, if there would be a problem regarding the Open Meeting Law if another Commissioner attended. Commissioner Humke said the meeting had not been posted and it was too late to do so under the Open Meeting Law.

3:49 p.m. The Board recessed.

6:00 p.m. The Board reconvened with Commissioner Jung absent.

PUBLIC HEARINGS

12-0339 **AGENDA ITEM 25 – FINANCE**

Agenda Subject: “Recommendation to approve Resolution authorizing a short-term (less than 12 months) interfund loan [not to exceed \$1,500,000] from the General Fund to the Treasurer Unapportioned Agency Fund for the purpose of funding

court ordered refunds to Incline Village tax payers in advance of collecting sufficient tax receipts to fund the refunds and direct Finance Department to make the appropriate adjustments--Finance. (All Commission Districts.)”

6:00 p.m. Chairman Larkin opened the public hearing.

Katy Simon, County Manager, explained the court ordered payments were being made to the Incline Village taxpayers, but there was an August 2013 deadline for making those payments. She said the receipt of property tax payments was causing a cash flow shortage. She stated pursuant to statute, this was a short-term loan from the General Fund to the Treasurer’s discreet and restricted fund for the purpose of making the payments. She said the General Fund loan would be repaid when there was sufficient property tax revenues coming in.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Breternitz, which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 21 be approved and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

12-0340 AGENDA ITEM 26 – PUBLIC HEARING

Agenda Subject: “Public hearing for the purpose of considering the proposed plan of financing for the issuance by The Regents of the University of California ("The Regents") of bonds, notes, commercial paper or other form of tax-exempt obligations issued in one or more series, from time to time, in an aggregate principal amount not to exceed \$11,500,000 (the "Bonds") for the purpose of financing or refinancing the following educational facility (the "Project"): An approximately 27,786 gross square foot building used for laboratory, research, classroom, public outreach and related offices. Such facilities will be owned and operated by The Regents of the University of California and used in part by Sierra Nevada College, and are located at 291 Country Club Drive, Incline Village, Nevada 89451.”

6:04 p.m. Chairman Larkin opened the public hearing.

There was no response to the call for public comment.

Katy Simon, County Manager, explained the bonds would incur no liability to the County and would be the sole obligation of Sierra Nevada College and the University of California. She said statute permitted the County to extend its low interest rate municipal bond coverage for projects such as this. Chairman Larkin asked what other agencies this had been done for. Ms. Simon replied typically this type of bond had been done for public purposes such as for health care facilities, educational institutions, and NV Energy.

Commissioner Weber asked if this was similar to the bond banking the County was previously asked to do. Ms. Simon replied it was not similar to bond banking because the County was not providing any type of loan. She said this was under a separate statute from the Bond banking legislation. She said doing this was a no cost way for the County to support and enhance research and development in educational facilities within the County.

Chairman Larkin asked what the contribution would be to the economy. Paul Hatfield, Sierra Nevada College Director of Finance, said this was a world-class facility whose research should be a magnet for attracting other research down the road that would benefit the State of Nevada and Washoe County. He stated a well-respected research facility would attract talent and talent would bring business. Chairman Larkin asked if there was any forecast on the number of jobs it would create. Mr. Hatfield said the College's enrollment was increasing, which might be indirectly related to the research facility because it was great publicity for the College. Chairman Larkin asked if there was some construction related to this item. Mr. Hatfield advised the building was complete and this had to do with refinancing.

Ms. Simon disclosed she had been the Academic Dean for Sierra Nevada College long ago.

Jennifer Stern, Swendseid and Stern, advised the bonds would be issued by the University of California and not by the County. She said Internal Revenue Service (IRS) regulations required a hearing be held at a public facility in the jurisdiction of the location of the subject facility, which was why the County was involved.

12-0341 AGENDA ITEM 26 – FINANCE

Agenda Subject: “Recommendation to approve Resolution authorizing the Regents of the University of California to issue bonds, commercial paper and other forms of indebtedness in a maximum aggregate outstanding principal amount [not to exceed \$11,500,000] in one or more series, from time to time, pursuant to a plan of refinancing to finance or refinance a research facility located on the campus of Sierra Nevada College, a Nevada non-profit corporation (the bonds do not constitute nor give rise to a liability to the County and are solely the obligation of Sierra Nevada College)--Finance. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Breternitz, seconded by Commissioner Weber, which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 26 be approved. The Resolution for same is attached hereto and made a part of the minutes thereof.

12-0342 AGENDA ITEM 30 – PUBLIC COMMENT

Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.”

There was no response to the call for public comment.

* * * * * * * * * *

6:14 p.m. There being no further business to discuss, on motion by Commissioner Breternitz, seconded by Commissioner Weber, which motion duly carried with Commissioner Jung absent, the meeting was adjourned.

ROBERT M. LARKIN, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk and
Clerk of the Board of County Commissioners

*Minutes Prepared by:
Jan Frazzetta, Deputy County Clerk*

RESOLUTION

WHEREAS, Aerial coverage during a rescue and emergency event is essential in providing additional 'eyes' for focusing rescue efforts on the ground, and in some cases, being critical in the difference between rescuing survivors rather than recovering bodies; and

WHEREAS, RAVEN crews, in addition to personal passion and service, bring lifelong training and skills in service of the community, including previous military training, formal certification and extensive intense training on a Kiowa helicopter and a Huey helicopter; and

WHEREAS, On March 5, 2012, after four hours of searching by air, RAVEN crews located a 3-year old missing child alive in a ravine in Mound House, Nevada; and

WHEREAS, On May 19, 2012, RAVEN crews supported rescue efforts to two separate parties of missing snowboarders, positively identifying parties outside of the ground search area and supporting recovery of both sets of snowboarders; and

WHEREAS, The RAVEN team also supported fire suppression efforts at two dangerous wildfires; the Caughlin Fire and the Washoe Drive Fire; and, now, therefore, be it

RESOLVED, That the Washoe County Board of Commissioners hold to the highest regard the professionalism and commitment of Washoe County Sheriff Deputies Doug Russell and Brandon Zirkle, who continue to fight for those in need; and the Board acknowledges with pride, the RAVEN program's essential contributions to our entire community and region.

ADOPTED this 10th day of April, 2012.



Robert M. Larkin
Robert M. Larkin, Chairman
Washoe County Commission

12-310

**A RESOLUTION CREATING THE
WASHOE COUNTY ROADS
SPECIAL REVENUE FUND**

WHEREAS, pursuant to Nevada Revised Statutes (NRS) 365.192, NRS 365.180, NRS 365.190 and NRS 365.550 Washoe County collects fuel tax revenue to support the Roads program services to the community; and

WHEREAS, the dedicated funding is for the construction, purchase of equipment for that construction, maintenance and repair of county roads; and

WHEREAS, it is the desire of the County to track in a separate fund from the General Fund the dedicated fuel tax revenue and associated expenditures for the Roads program; and

WHEREAS, the County will annually budget resources and disbursements, including administrative overhead to fund the Roads program; and

WHEREAS, special revenue funds are used to account for services provided as a result of specific identifiable revenues; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE IN THE STATE OF NEVADA:

Section 1. That the Roads Fund is hereby created as a special revenue fund beginning July 1, 2011, fiscal year 2011-2012, subject to the Local Government Budget Act contained in NRS 354.

Section 2. That the County Comptroller is hereby directed to establish said fund on the official books and record of Washoe County for the purpose of accounting for the provision of Roads services, interest earnings on the assets of the fund, and expenditures and disbursements from the fund including overhead.

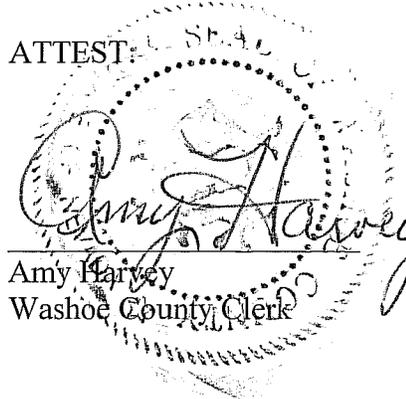
Section 3. This Resolution shall be effective upon passage and approval.

IT IS FURTHER RESOLVED, that the County Clerk is hereby directed to distribute executed copies of the Resolution to the Department of Taxation, the Comptroller, Community Services Department and the Budget Division within thirty days.

ADOPTED this 10th day of April, 2012


Chairman, Washoe County Commission

ATTEST:



Amy Harvey
Washoe County Clerk

18-0316

Exhibit A

Summary - a Resolution calling a hearing on the amendment of the boundaries of District No. 24 (Groundwater Remediation).

RESOLUTION NO.

(of Washoe County, Nevada)

A RESOLUTION CALLING A HEARING ON THE AMENDMENT OF THE BOUNDARIES OF DISTRICT NO. 24 (GROUNDWATER REMEDIATION/CENTRAL TRUCKEE MEADOWS REMEDIATION DISTRICT) IN WASHOE COUNTY, NEVADA; PROVIDING FOR A NOTICE OF HEARING, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

1. **WHEREAS**, the Board of County Commissioners (the "Board") of the County of Washoe (the "County") in the State of Nevada has created a district for the remediation of the quality of water (the "District" or "District No. 24") pursuant to NRS §540A.250 through §540A.285; and

2. **WHEREAS**, subsection 3 of NRS §540A.250 provides that:

"The District created pursuant to this section must include, without limitation:

a. the area where the condition which requires remediation is determined by the Board to be present, or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out; and

b. if the Board determines that the condition which requires remediation affects the quantity or quality of drinking water within the region, the wholesale and retail service area of any provider of water that has used or uses for any portion of its supply wells located in the area described in paragraph (a)"; and

3. **WHEREAS**, pursuant to NRS § 540A.250, the Board has had prepared for it a plan for remediation designated the "Central Truckee Meadows Remediation District Final Work Plan February 22, 1996" as updated by the "Central Truckee Meadows Remediation District Remediation Management Plan" dated October 28, 2002 (as updated, the "Plan for Remediation"); and

12-05-01

4. **WHEREAS**, the Plan for Remediation has been submitted to the Division of Environmental Protection of the State of Nevada (the “Division”) and approved by the Division pursuant to Subsection 1 of NRS §540A.260; and

5. **WHEREAS**, the Plan for Remediation indicates that, and based upon such plan the Board has determined that, the condition which requires remediation affects the quality of drinking water within the region; and

6. **WHEREAS**, the boundaries of the District therefore are to include the Wholesale and Retail Water Service Area of the Truckee Meadows Water Authority (“TMWA”), which is a provider of water service that has used and uses for a portion of its water supply, wells located in the area in which the condition that requires remediation is present; and

7. **WHEREAS**, the boundaries of the District were originally filed in the office of the County Clerk on September 16, 1997, and as so filed, were made the boundaries of the District (the “Original Boundaries”) by Ordinance No. 1000, duly adopted by the Board on November 12, 1997; and

8. **WHEREAS**, Washoe County’s Department of Water Resources (“DWR”) is a provider of water service that uses for a portion of its water supply a well or wells located in the area where the condition of PCE exists in the groundwater and where remediation is required as hereby determined by the Board; and

9. **WHEREAS**, the Original Boundaries have been amended; and

10. **WHEREAS**, the Board has determined and hereby determines to propose to further amend the boundaries of the District with respect to the fee collected in 2011 to exclude from the 2011 Boundaries of the District as amended through July 1, 2011 (the “2011 Boundaries”), certain additional properties that did not receive water service involving water provided on a wholesale or retail basis by TMWA or that did not use a water supply provided by that portion of the DWR water system with a well or wells in the area where the condition of PCE exists in the groundwater and where remediation is required during 2010; and

11. **WHEREAS**, the Board has determined and hereby determines to propose to amend the 2011 Boundaries of the District with respect to the fee collected in 2011, to add to and include such new properties added to the Wholesale and Retail Water Service Area of TMWA and to add to and include new properties added to that portion of the Water Service Area of DWR with a well or

wells in the area where the condition of PCE exists in the groundwater and where remediation is required in 2011; and

12. **WHEREAS**, the Board has determined and hereby determines to propose to amend the 2011 Boundaries of the District with respect to the fee collected in 2012 to exclude from the 2011 Boundaries of the District certain properties, which properties did not receive water service involving water provided on a wholesale or retail basis by TMWA or involving water provided by DWR within its Water Service Area with a well or wells in the area where the condition of PCE exists in the groundwater and where remediation is required during calendar year 2011; and

13. **WHEREAS**, each of the following will be filed with the County Clerk (the “Clerk”) prior to the publication of a notice of hearing as hereinafter described:

(i) a list of the properties proposed to be excluded from the 2012 Boundaries of the District with respect to the fees collected in 2011 as described in the 10th preamble hereto entitled “Second List of Properties to be excluded from 2012 Boundaries of District No. 24” (the “Second 2011 Exclusion List”),

(ii) a description of the areas proposed to be added to the 2012 Boundaries of the District as described in the 11th preamble hereto, entitled “2012 Description of Areas to be Added to District No. 24” (the “2012 Addition List”), and

(iii) a list of the properties proposed to be excluded with respect to the fee imposed in 2012 as described in the 12th preamble hereto, entitled “First List of Properties to Be Excluded from the 2012 Boundaries of District No. 24” (the “First 2012 Exclusion List”); and

14. **WHEREAS**, pursuant to NRS §540A.262, the Board is required to hold a hearing before amending the boundaries of the District; and

15. **WHEREAS**, the Board desires to authorize publication of a notice of the hearing in accordance with NRS §540A.262.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, IN THE STATE OF NEVADA:

Section 1. A hearing is hereby called on the proposed amendment to the boundaries of the District. The hearing shall be held not less than 15 days after the notice of hearing described herein is published. The Manager is authorized to schedule the hearing and request that the Clerk

publish the Notice described below after materials described in preamble 12 (the "Amendments") are filed in the office of the Clerk.

Section 2. Upon receipt of request from the Manager as provided in Section 1, the Clerk is hereby authorized and directed to publish a notice of hearing not less than 15 days prior to the hearing in a display advertisement which is at least 3" x 5" in size in a newspaper of general circulation in the County. The notice shall state that the description of the boundaries and the amendment to those boundaries is on file at the office of the Clerk for public examination. The notice shall be in substantially the following form:

**NOTICE OF PUBLIC HEARING
WASHOE COUNTY, NEVADA
DISTRICT NUMBER 24
(GROUNDWATER REMEDIATION)**

NOTICE is hereby given that the Board of County Commissioners of Washoe County, Nevada will hold a public hearing on May 15, 2012 at the hour of 6:00 p.m. at the Commission Chambers, Washoe County Administrative Complex, 1001 East Ninth Street, Reno, Nevada on a proposed amendment to the boundaries of Washoe County Nevada District No. 24 (Groundwater Remediation), which is a district for remediation of groundwater (the "District").

At the hearing all persons who desire to appear may appear and be heard concerning a proposed amendment to the boundaries of the District, and after the hearing the Board shall make such adjustments to the proposed boundary amendment as appear to be necessary, but the boundaries may not be expanded to include any property not included either in the proposed amendment as filed in the office of the County Clerk on April 10, 2012, or the 2011 Boundaries of the District specified in Ordinance No. 1462, adopted and approved on June 14, 2011 (the "Ordinance").

It is proposed that the boundaries of the District would be amended as follows:

1. The boundaries of the District with respect to the fee collected in 2011 shall be as they already exist as further amended by exclusion of the properties listed in the list entitled "Second List of Properties to be Excluded from the 2011 Boundaries of District No. 24" (the "Second 2011 Exclusion List"), now on file with the County Clerk, and

2. The boundaries of the District with respect to the fee collected in 2012 shall be the 2011 Boundaries of the District as established by the Ordinance adopted by the Board of County Commissioners on June 14, 2011, amended as follows:

(a) amended by the addition to the 2011 Boundaries of the District of the areas described in the "2012 Description of Areas to be added to District No. 24" (the "2012 Addition List"), now on file in the office of the County Clerk, and,

(b) amended by excluding those properties (whether included in the 2011 Boundary, or in the additions described in clause (a)) listed in the "First List of Properties to be Excluded from the 2012 Boundaries of District No. 24" (the "First 2012 Exclusion List"), now on file in the office of the County Clerk.

The proposed 2012 Boundaries of the District, the Second 2011 Exclusion List, and the 2012 Addition List and the First 2012 Exclusion List, are on file in the office of the County Clerk for public examination.

The boundaries of the District are those specified by Subsection 3 of NRS §540A.250, which consist of the area where the condition which requires remediation is determined by the Board to be present or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out, and the wholesale and retail water service area of any provider of water that has used or uses for any portion of its supply wells located in the area where the condition which requires remediation is determined to be present. The District Boundary generally consists of the TMWA Wholesale and Retail Water Service Area and a portion of the DWR Service Area. This general description is, however, for the convenience of the readers of this notice only. A specific description of the boundaries of the District and the proposed amendments thereto are on file in the office of the County Clerk and reference is made to those descriptions to determine whether or not a property is or is not included or proposed to be included within the boundaries of the District.

Reference is made to the Plan for Remediation, the boundaries of the District and the proposed amendments to those boundaries on file in the office of the County Clerk for further information concerning the District and its boundaries. All owners of property within the boundaries of the District and all other persons interested are encouraged to appear at the hearing and present their views. Written testimony and comments may be filed at or before the hearing with the County Clerk.

IN WITNESS WHEREOF, the Board of County Commissioners have caused this notice to be published not less than 15 days prior to the hearing referred to above.

Dated this April 10, 2012.

BOARD OF COUNTY COMMISSIONERS OF
WASHOE COUNTY, NEVADA

(SEAL)

By Robert Larkin
Chair



ATTEST:

/s/ Amy Harvey
County Clerk

Section 3. The Officers of the County are directed to effectuate the provisions of this resolution.

Section 4. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent of such inconsistency.

Section 5. The invalidity of any provisions of this resolution shall not affect any remaining provisions hereof.

Section 6. This resolution may be amended in any manner, at any time by the Board. This resolution does not obligate the Board to proceed with the District or issue bonds.

Section 7. The Board has determined, and does hereby declare, that this resolution shall be in effect after its passage in accordance with law.

PASSED, ADOPTED AND APPROVED this April 10, 2012.



Chair
Board of County Commissioners
Washoe County

(SEAL)

Attest:

Clerk



STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

I, Amy Harvey, am the qualified and elected Clerk of Washoe County (the "County"), and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a true, correct and compared copy of a resolution adopted by Board of County Commissioners (the "Board") of the County at a meeting held on April 10, 2012. The original of the resolution has been approved and authenticated by the signatures of the Chairman of the Board and myself as County Clerk and sealed with the seal of the County, and has been recorded in the minute book of the Board kept for that purpose in my office.

2. Said proceedings were duly had and taken as therein shown. The following Commissioners were present at said meeting and voted on the resolution as follows:

Those Voting Aye:

Larkin, Weber, Breen, Jung, Humke

Nays:

none

Absent:

none

3. All members of the Board were given due and proper notice of such meeting.
4. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS §540A.262 and NRS §241.020. A copy of the notice of meeting and excerpts from the agenda for the meeting relating to the resolution, as posted by 9:00 a.m. at least 3 working days in advance of the meeting at:

- (i) Washoe County Administration Complex
1001 East Ninth Street
Reno, Nevada
- (ii) Washoe County Clerk's Office
Washoe County Courthouse
Virginia and Court Streets
Reno, Nevada
- (iii) Washoe County Library
301 South Center Street
Reno, Nevada
- (iv) Justice Court
630 Greenbrae Drive
Sparks, Nevada

is attached as Exhibit "A".

5. No later than 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each member of the Board and to each person, if any, who has requested notice of meetings of the Board in the same manner in which notice is required to be mailed to a member of the Board.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County
this April 10, 2012.

Dancy L. P. A. Chief
County Clerk



(SEAL)

RESOLUTION

A RESOLUTION AUTHORIZING AN INTERFUND LOAN FROM THE GENERAL FUND TO
THE TREASURER UNAPPORTIONED AGENCY FUND

WHEREAS, the General Fund of the County has sufficient cash resources to finance a short-term interfund loan in an amount not to exceed \$1,500,000 without adversely affecting its cash needs; and

WHEREAS, the Treasurer Unapportioned Agency Fund is in need of a short-term loan to cover court ordered refunds to Incline Village tax payers in advance of collecting sufficient tax receipts to fund the refunds; and

WHEREAS, the short-term loan will not in any way have an adverse or deleterious effect upon the General Fund or the Treasurer Unapportioned Agency Fund;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF THE COUNTY OF WASHOE IN THE STATE OF NEVADA:

Section 1. The County Comptroller is hereby directed to transfer in amounts as needed, up to \$1,500,000, from the General Fund to the Treasurer's Unapportioned Agency Fund until sufficient tax receipts have been collected to fund the court ordered refunds, and make appropriate accounting entries.

Section 2. The cash interfund transaction for this loan is as follows:

<u>General Fund</u>	<u>Increase</u>	<u>Decrease</u>
Due from Treasurer Unapportioned Agency Fund	\$1,500,000	
Cash		\$1,500,000
<u>Treasurer Unapportioned Agency Fund</u>		
Cash	\$1,500,000	
Due to General Fund		\$1,500,000

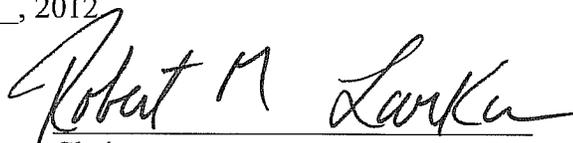
Section 3. The term of the interfund loan shall be twelve calendar months, commencing on the day of the first transfer, to be repaid on or before twelve calendar months.

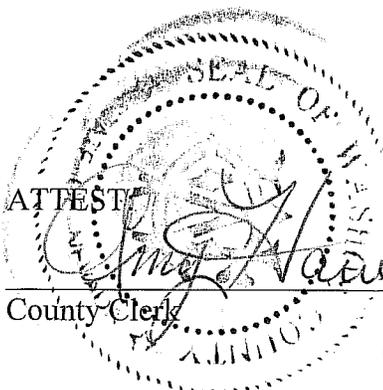
Section 4. Interest will not be charged on the outstanding balance on the loan.

Section 5. The Resolution shall be effective upon passage and approval.

Section 6. The County Clerk is hereby directed to distribute copies of the Resolution to the Department of Taxation, the Comptroller, the Budget Division and the Director of Finance within 30 days.

ADOPTED this 10th day of April, 2012


Chairman
Washoe County Commission

ATTEST


County Clerk

12-0339

RESOLUTION NO. ____

A RESOLUTION APPROVING THE ISSUANCE OF BONDS FOR SIERRA NEVADA COLLEGE BY THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

WHEREAS, The Regents of the University of California ("The Regents") is authorized to issue bonds, commercial paper and other forms of indebtedness in a maximum aggregate outstanding principal amount not to exceed \$11,500,000 (the "Bonds") in one or more series, from time to time, pursuant to a plan of financing to finance or refinance a research facility (the "Facility") located on the campus of Sierra Nevada College, a Nevada non-profit corporation (the "Corporation"); and

WHEREAS, the Facility will be jointly used by The Regents and the Corporation; and

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the "Code"), prior to their issuance, the Bonds are required to be approved by the "applicable elected representative" of the governmental unit having jurisdiction over the entire area in which any facility financed by the Bonds is to be located, after a public hearing held following reasonable public notice; and

WHEREAS, the Facility is located within the territorial limits of Washoe County (the "County"); and

WHEREAS, the members of the Board of County Commissioners of Washoe County, Nevada (the "Board") are the applicable elected representatives of the County; and

WHEREAS, there has been published, at least 14 days prior to the date hereof, in a newspaper of general circulation within the County, a notice that a public hearing regarding the Bonds would be held on the date hereof; and

WHEREAS, such public hearing was conducted on this date by the Board, at which time an opportunity was provided to interested parties to present arguments both for and against the issuance of the Bonds; and

WHEREAS, it is intended that this resolution shall constitute the approval of the issuance of the Bonds required by Section 147(f) of the Code;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, NEVADA:

Section 1. The above recitals are true and correct.

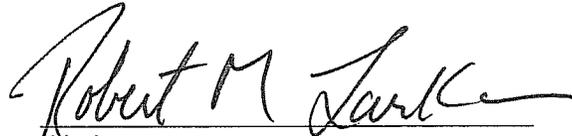
Section 2. Solely for the purpose of satisfying the public approval requirements of Section 147(f) of the Code, and for no other purpose, the Board hereby approves the plan of financing for the issuance of the Bonds by The Regents.

12-341

Section 3. The officers of the County are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution.

Section 4. The Board has determined, and does hereby declare, that this resolution shall become effective and be in force immediately upon its adoption.

PASSED AND APPROVED April 10, 2012.



Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:


County Clerk